

# House Bill 2533

Sponsored by Representative REARDON (Pre-session filed.)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Limits State Department of Agriculture bee colony registration fee and unit fee to colonies having primary purpose of pollinating agricultural or horticultural crops.

## A BILL FOR AN ACT

Relating to bee colonies; amending ORS 602.010, 602.045 and 602.090.

**Be It Enacted by the People of the State of Oregon:**

**SECTION 1.** ORS 602.010 is amended to read:

602.010. As used in this chapter, the term:

(1) "Apiary" and "apiary property" includes bees, honey, beeswax, bee comb, hives, frames and other equipment, appliances and material used in connection with an apiary.

(2) "Appliances" means any implement or device used in the manipulating of bees or their brood or hives, which may be used in any apiary.

(3) "Bees" means honey-producing insects of the genus *Apis* and includes the adults, eggs, larvae, pupae or other immature stages thereof, together with such materials as are deposited into hives by their adults, except honey and beeswax in rendered form.

(4) "Colony" or "colonies of bees" refers to any hive occupied by bees.

(5) "Department" means the State Department of Agriculture.

(6) "Disease" means pests, disease or any condition affecting bees or their brood.

(7) "Hive" means any receptacle or container made or prepared for use of bees, or box or similar container taken possession of by bees.

(8) "Location" means the premises upon which an apiary is located.

(9) "Person" includes any individual, partnership, association or corporation, but does not include any common carrier when engaged in the business of transporting bees, hives, appliances, bee cages or other commodities which are the subject of this chapter, in the regular course of business.

**(10) "Pollinator colony" means a colony that is used for the primary purpose of providing pollination service for agricultural or horticultural crops and:**

**(a) If used only for orchard crops has a comb area of at least 600 square inches and an estimated population of 14,000 or more adult bees; or**

**(b) If used in whole or in part for field crops has a comb area of at least 1,000 square inches and an estimated population of 24,000 or more adult bees.**

**SECTION 2.** ORS 602.045 is amended to read:

602.045. A local government may:

(1) Adopt ordinances consistent with the best practices described in ORS 602.035; and

(2) Charge a reasonable fee for registering hives in residential areas *[in accordance with the*

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 *rules established in ORS 602.090]. The fee that a local government charges for registering hives*  
 2 **in residential areas may not exceed the fee charged by the State Department of Agriculture**  
 3 **by rule for the registration of pollinator colonies.**

4 **SECTION 3.** ORS 602.090 is amended to read:

5 602.090. (1) Every person who owns or is in charge of five or more colonies of bees located  
 6 within this state, shall cause the colonies to be registered with the State Department of Agriculture  
 7 as in this section provided.

8 (2) Application for registration shall be made on a form furnished by the department. The reg-  
 9 istration shall cover each colony of bees owned by the applicant, and shall give the address and  
 10 telephone number of the owner and the name, address and telephone number of the person in charge  
 11 if the person in charge is not the owner. The registration shall be made before June 1 of each year  
 12 for all colonies. Each registrant shall furnish an address to which any notice required by this  
 13 chapter to be given may be sent, and shall agree that any notice sent by the department to such  
 14 address shall be deemed to be notice in fact.

15 (3) The application for registration **of colonies that include one or more pollinator colonies**  
 16 shall be accompanied by a fee not to exceed \$10 per application and \$0.50 per **pollinator** colony.  
 17 For each registration after July 1, the fee [*shall*] **to register colonies that include one or more**  
 18 **pollinator colonies may** not exceed \$20 per application and \$0.50 per **pollinator** colony. The de-  
 19 partment, by rule, shall establish the fees subject to be the maximum limits prescribed in this sub-  
 20 section.

21 (4) When the ownership of [*bees which have been subject to the charge provided in this section is*  
 22 *changed*] **colonies of bees registered under this section changes**, the department shall transfer  
 23 the registration to the new owner without charges. However, if the bees have not been previously  
 24 registered, the new owner shall pay the registration fee, **if any**, without penalty.

25 (5) The department shall maintain records of registered beekeepers and the number of **pollinator**  
 26 **colonies and other colonies** registered.